

**Janet Napolitano**  
Governor

**Robert B. Pinkert, O.D.**  
President

**Christina M. Sorenson, O.D.**  
Vice President



**Arizona State Board of Optometry**  
1400 West Washington, Suite 230  
Phoenix, AZ 85007

**Margaret Whelan**  
Executive Director

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Telephone (602) 542-8155 • Fax (602) 542-3093

**MEETING NOTICE AND AGENDA FOR REGULAR SESSION MEETING  
FEBRUARY 17, 2006 SCHEDULED TO COMMENCE AT 9:00AM**

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the general public and to the members of the Arizona State Board of Optometry, that a regular meeting open to the public will be held on February 17, 2006 at 9:00 AM. The meeting is at 1400 West Washington, B-1 (Basement) in Phoenix, AZ.

For further information regarding agenda material, please contact Paula Hollins, Licensing Administrator, at (602) 542-8164.

The Board reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. Please note that any recommendations listed on the agenda are merely suggested Board actions.

These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject, or modify any recommendation listed on the agenda.

Americans with Disabilities Act: Persons with disabilities may request reasonable accommodations by contacting the Arizona State Board of Optometry (ASBOO) Executive Director, Margaret Whelan, at (602) 542-8155. Please make requests as early as possible to allow time to arrange the accommodation.

**Board Members**

Robert B. Pinkert, O.D., President  
Christina M. Sorenson, O.D., Vice-President  
Caroline Griego, O.D.  
Robert J. Maynard, O.D.  
Curtis R. Winkler, M.D.

**Staff:**

Margaret Whelan, Executive Director  
Paula Hollins, Licensing Administrator

**Legal Counsel:**

Melissa Cornelius, Assistant Attorney General

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| <b>A. CALL TO ORDER:</b>      | <b>Dr. Pinkert</b> |
| <b>B. ROLL CALL:</b>          | <b>Ms. Hollins</b> |
| <b>C. PRESIDENT'S REPORT:</b> | <b>Dr. Pinkert</b> |

**D. INFORMAL INTERVIEW: 9:00 a.m.**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A) (2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

1. G.W. vs. Kevin Russell, O.D., IR#200515

**E. REVIEW, DISCUSSION AND VOTE ON INVESTIGATION REVIEWS/COMPLAINTS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A) (2). In addition, the board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

2. ASBOO vs. Stuart Adams, O.D. IR#200518

**F. REVIEW, DISCUSSION AND POSSIBLE BLOCK VOTE ON PENDING REGULAR LICENSE APPLICATIONS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A) (2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A)(3).

3. Bansal, Jatinder  
4. Gangji, Hussein  
5. Grace, Darryl  
6. Jones, Eric

**G. REVIEW, DISCUSSION AND POSSIBLE BLOCK VOTE ON PENDING ENDORSEMENT APPLICATIONS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A) (2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

None

**H. REVIEW, DISCUSSION AND POSSIBLE VOTE ON PHARMACEUTICAL AGENT CERTIFICATE APPLICATIONS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A) (2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

7. Horwitz, Sherri

**I. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON APPROVAL OF CONTINUING EDUCATION AS PROVIDED BY A.R.S. §32-1704 (D) and A.A.C. R4-21-208.**

The Board may hold an executive session to receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

**Fiscal Year 2005/2006**

	<b>Continuing Education</b>	<b>Date</b>	<b>No. of hours requested</b>
a.	Fundamentals of Wavefront Analysis & Impact on Optometry	1/10/06	2 Regular
b.	New Clinical Perspectives	1/7/06	5.5 Regular
c.	2006 Glaucoma and Cataract Update	3/1/06	1.5 Regular

d.	New Technology for the Practice	2/28/06	3 Regular
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**J. REVIEW, DISCUSSION AND CONSIDERATION OF THE INVESTIGATIVE PROCESS AND ASSIGNMENT OF COMPLAINTS**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03 (A)(2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A)(3).

Discussion with Ms. Cornelius regarding handling of complaints.

**K. REVIEW, DISCUSSION AND CONSIDERATION OF DISCLAIMERS ON PRESCRIPTIONS.**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03 (A)(2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A)(3).

Discussion concerning the inclusion of any disclaimers on prescriptions given to a patient.

**L. REVIEW, DISCUSSION AND POSSIBLE VOTE ON SPONSORSHIP OF FOREIGN APPLICANT FOR LICENSURE**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03 (A)(2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A)(3).

8. Ben Purba, O.D.

**M. EXECUTIVE SESSION TO OBTAIN LEGAL ADVICE REGARDING EXCESSIVE PUBLIC INFORMATION REQUESTS.**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03 (A)(2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A)(3).

**N. REVIEW, DISCUSSION AND POSSIBLE APPROVAL OF BOARD MEETING MINUTES.**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. § 38-431.03 (A) (2). The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

- 9. January 20, 2006 Regular Session Minutes
- 10. January 20, 2006 Executive Session Minutes
- 11. January 20, 2006 Second Executive Session Minutes

**O. EXECUTIVE DIRECTOR'S REPORT:**

The board may hold an executive session to discuss or consult with its' attorney and receive legal advice pursuant to A.R.S. § 38-431.03 (A) (3).

- 12. Budget
- 13. Legislation
- 14. FARB Conference

**P. CALL TO PUBLIC:**

**Dr. Pinkert**

Those wishing to address the Board need not request permission in advance; however, the Board may limit time of those persons speaking during the Call to the Public. Pursuant to A.R.S. §38-431.02(H), the Board can only take action on matters listed on the agenda. If appropriate, actions on public comment matters that are not listed on the agenda will be limited to directing staff to study the matter or schedule the matter for further discussion at a later date.

**END OF AGENDA:**

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Margaret Whelan, Executive Director

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Date